



"The City With a Heart"

Jim Ruane, Mayor  
Irene O'Connell, Vice Mayor  
Ken Ibarra, Councilmember  
Rico E. Medina, Councilmember  
Michael Salazar, Councilmember

**MINUTES  
SAN BRUNO CITY COUNCIL  
&  
SAN BRUNO SUCCESSOR AGENCY**

**February 12, 2013**

**7:00 p.m.**

**1. CALL TO ORDER: THIS IS TO CERTIFY THAT** the San Bruno City Council met on February 12, 2013 at the San Bruno Senior Center, 1555 Crystal Springs Rd., San Bruno, CA. The meeting was called to order at 7:00 p.m.

**2. ROLL CALL/PLEDGE OF ALLEGIANCE:** Presiding was Mayor/Chair Ruane, Vice Mayor/Vice Chair O'Connell, Council/Board Members Ibarra, Medina, and Salazar. **City Manager Jackson** led the Pledge of Allegiance. Recording by Clerk Bonner.

**3. ANNOUNCEMENTS:**

**Mayor Ruane** announced City Manager Jackson received the Wes McClure City Managers' Award of Distinction at the League of California Cities Annual Manager's Conference. He said in essence, this is basically the top City Manager in the State of California.

**Mayor Ruane** said thirty-one 5<sup>th</sup> Graders from Portola Elementary School were the grand prize winners in a national video competition which brought together science, nature, Halloween and just plain fun. The competition, themed "Dream Big in the Wild" was designed to generate student awareness and interest in wildlife conservation and recovery, as well as careers in wildlife and environmental sciences. They received an onsite "howling party" on Wednesday, February 6, 2013.

**Mayor Ruane** said the City of San Bruno and the San Bruno Fire Department would be having their CERT training starting February 27 through the end of March and into April. The information can be found on the City's website.

**4. PRESENTATIONS:**

**Mayor Ruane** Presented a Proclamation Recognizing Harold W, Brooks, American Red Cross Bay Area Chapter for his Service to the Residents of San Bruno, which was received by Madelyn Mackie who thanked the City of San Bruno.

**5. REVIEW OF AGENDA:** No changes.

**6. APPROVAL OF MINUTES:** Special Council Meetings of October 10 and 15, 2012 and Regular City Council Meeting of January 22, 2013 and Special Council Meeting of February 5, 2013, approved as submitted.

**7. CONSENT CALENDAR:**

- a. **Approve:** Accounts Payable of January 22 and 28, 2013.
- b. **Approve:** Successor Agency Accounts Payable of January 22 and 28, 2013.
- c. **Approve:** Payroll of January 14, 2013.
- d. **Adopt:** Adopt Resolution Authorizing the Purchase of Cable Television HD and HD/DVR Set-top Box Equipment in the Amount of \$78,550.00.

e. **Adopt:** Adopt Resolution Approving the Recognized Obligation Payment Schedule 2013-14A and Successor Agency Administrative Budget for the period of July 1, 2013 through December 31, 2013.

**M/S Medina/Ibarra** to approve the Consent Calendar and passed with all ayes.

## **8. PUBLIC HEARINGS:**

a. Hold Public Hearing and Adopt Resolution Certifying the Final Environmental Impact Report for the San Bruno Transit Corridors Plan; Adopt Resolution Amending the General Plan to Ensure Consistency with the Transit Corridors Plan; Adopt Resolution Adopting the San Bruno Transit Corridors Plan; and Provide Direction Regarding Next Steps.

**Councilmembers Medina and Salazar** recused themselves from this item as they live in the Transit Corridor area. Note: At a previous Council meeting, it was determined three of the Council live in the area (Medina, Salazar and O'Connell) and straws were drawn and Vice Mayor O'Connell was picked to stay.

**City Manager Jackson** gave introductory remarks.

**Community Development Director Woltering** gave an overview of the Transit Corridors Plan.

**Housing and Redevelopment Manager Sullivan** gave a powerpoint presentation of the vision and how the vision was developed in terms of the community process for the Transit Corridors Plan.

**Associate Planner Russell** talked about the measures, implementation tools, planning tools and measures that this community can use to realize this vision.

**Housing and Redevelopment Manager Sullivan** talked about the benefits of the plan, what it will take for implementation, the specific actions before the City Council and next steps. He said full implementation of the Transit Corridor Plan requires revisions to the City's zoning ordinance and second it would require a citywide vote to amend Ordinance 1284.

**Mayor Ruane** asked if the amendment to Ordinance 1284 was just in the transit corridor area? **Sullivan** concurred.

**Councilmember Ibarra** asked if there was discussion about repealing Ordinance 1284? **Sullivan** said the discussion was to amend 1284 just with respect to the property within the transit corridor area.

**Mayor Ruane** opened the Public Hearing.

**Russell Stines, Reid Ave.** said if Ordinance 1284 is amended just for the corridor, it doesn't seem fair for residents it will impact; he said it should apply to the whole City. He asked if anyone has checked the impact on the price of existing homes in the area. He felt we should redo what we have and not build new. He asked if anyone on the City Council lives in this area?

**Vice Mayor O'Connell** responded to say two members of the Council were recused because they live in the area and she owned a rental in the area, but was able to vote because her name was drawn through a straw vote.

**Thomas Wells, Easton Ave.** addressed the building mass being a huge presence on the street. He suggested language to vary the plains of the building; if they step back the building below the required height, it would give the building the chance to project at a higher height. He also

encouraged language that enables the designer to make it look like there are separate buildings of reasonable size, separate parcels.

**Mayor Ruane** said anything that happens over the next few years needs to go through an intense planning process. **Councilmember Ibarra** said there have been a lot of changes over the last twenty to twenty-five years to respect adjacent residents and communities.

**Perry Peterson, Scenic Ct.** said at the Planning Commission when they voted to send the resolution to Council, there were two comments that needed to be included. One, as part of the plan, there should be a section called the resident protection program which would gather together all the elements of the plan that were designed to recognize the concerns of those living in the avenues. The second recommendation was to recognize that the format of the Transit Corridors Plan was going to be used by developers, the public and the council for many years. He said the recommendation was that the format be improved. He asked it be considered in the approval of any steps to go forward. He said it is a good document but it needs to be more readable. He said the document did not address Ordinance 1284.

**Robert Riechel, 7<sup>th</sup> Ave.** served on the Transit Corridor Plan and said there are many safeguards built in the plan before anything can change. He asked Council to vote on the resolutions.

**Serena Ip, Housing Leadership Council** urged Council to adopt the resolutions and expressed her support.

**Paula Bradley, 2<sup>nd</sup> Ave.** asked about the mixed use between 1<sup>st</sup> and 7<sup>th</sup> Ave. She said she thought it should stay at 3 stories for that portion of San Bruno Ave.

**Paul Ram, Easton Ave.** asked about the parking on the residential streets. He asked without eminent domain how would the new money come in to develop some of these projects?

**Mayor Ruane** asked were any studies done to address property values in and around the new development? **Sullivan** said the Environmental Impact Report analyzes environmental impacts and it looked at how new buildings and the development proposed in the Transit Corridor's area would affect properties on a physical level, but it did not look at the financial impact.

**City Manager Jackson** said there is a required review and analysis that will occur with any implementation of the plan.

**Mayor Ruane** asked about mixed used? **Sullivan** said she is right, residential is not planned in that area, it would be retail and office. **Russell** said this does not apply to the Reid area.

**Mayor Ruane** asked about the permit parking. **Russell** said there is an existing program within the community where permits are given to residents and guests.

**Russell Stines, Reid Ave.** asked Council think about the financial impact to the San Bruno residents.

**Catherine Dubon, 7<sup>th</sup> Ave.** said we purchased homes for our families because it is a town where there are parks and schools where the kids can ride their bikes without too many outside people that don't live in the City. Lots have struggled to live here. Bringing in businesses and offices, she didn't believe was the right thing.

**Sunil, Euclid Ave.** asked if the zoning would change? What impact will it have on the properties?

**Rob, Portola Way** asked if 1284 is revised, would it be very specific to that area? He asked if mixed housing is used, are they going to be condos?

**Mayor Ruane** said they are trying to make it attractive for people to come here. He said they wanted to make the City more livable going forward for the people of San Bruno.

**Sullivan** said no changes to the zoning area and Ordinance 1284 would apply only to the Transit Corridor Area.

**Councilmember Ibarra** asked about the revisions added by the Planning Commission?

**Russell** said Commissioner Peterson described his vision of a resident protection plan. She said staff went back and pulled out elements of the plan that addressed that concern and that is included in Council's packet retitled mixed-use to residential transition measures. She said staff proposes that be integrated into the plan permanently, as a new Appendix A so the community would know this is a significant thing to be addressed with every project. She said the transition measure also discusses building design. Included are design guidelines specifically related to the transition and approved land uses as well as parking and transportation.

**M/S Ibarra/O'Connell** to close the Public Hearing.

**Vice Mayor O'Connell** said she was concerned someone could come in and purchase a lot and leave it vacant. What will be done to be sure these properties are maintained until the property is developed? Are there restrictions? **Sullivan** said the plan was written to be a market based plan so it would incentivize developers to develop projects. He said they are in the process of updating the City's zoning code. **Vice Mayor O'Connell** asked if there is anything that can be done to make sure we don't have an empty lot? **Sullivan** replied he would get back to her.

**Councilmember O'Connell** talked about the parking requirements changing. She asked if parking would be changed for businesses? **Russell** said the Transit Corridor Plan does recommend a reduction in parking and all land uses.

**Councilmember Ibarra** said we need to look forward and he was in favor of this plan. He said there needed to be major guidelines in the zoning codes so the residents are confident they will be protected.

**Councilmember O'Connell** asked if the resolutions could be strengthened?

**City Attorney Zafferano** said amendments to the zoning code would be a way to strengthen our existing ordinances.

**Vice Mayor O'Connell** introduced the resolution certifying the final environmental impact report for the San Bruno Transit Corridors Plan and passed with a unanimous vote.

**Vice Mayor O'Connell** introduced the resolution amending the general plan to ensure consistency with the Transit Corridors Plan and passed with a unanimous vote.

**Councilmember Ibarra** introduced the resolution adopting the San Bruno Transit Corridors Plan and passed with a unanimous vote.

**Mayor Ruane** said he felt it would be pushing it to try to get this on a summer ballot, he said he felt November would be better.

**Councilmember Ibarra** said he would be watching out for those individuals who had concerns, **Mayor Ruane** concurred.

**Mayor Ruane** called a five-minute break.

b. Hold Public Hearing and Adopt Resolution Approving Request for Citizen's Option for Public Safety Funds for FY 2012/13 in the Amount of \$100,000.

**Police Chief Telford** gave an overview of the staff report and asked for questions.

**Mayor Ruane** opened the Public Hearing.

**Robert Riechel, 7<sup>th</sup> Ave.** asked for a unanimous vote.

**M/S Medina/Ibarra** to close the Public Hearing.

**Councilmember Ibarra** introduced the resolution for adoption and passed with a unanimous vote.

#### **9. PUBLIC COMMENT ON ITEMS NOT ON AGENDA:**

**Robert Riechel, 7<sup>th</sup> Ave.** asked people to join Relay for Life.

#### **10. CONDUCT OF BUSINESS:**

a. Receive Quarterly Financial Update Report as of December 31, 2012 and Adopt Resolution Approving a Mid-Year Amendment to the 2012-13 General Fund, Enterprise Fund, Internal Service Fund, and Special Revenue Funds Operating Budget.

**Finance Director Juran** highlighted the important parts of the quarterly finances in a powerpoint presentation and asked for adoption of mid-year amendments to the 2012-13 General Fund, Enterprise Fund, Internal Service Fund, and Special Revenue Funds Operating Budget.

**Vice Mayor O'Connell** introduced the resolution for adoption and passed with a unanimous vote.

b. Adopt Resolution Authorizing the City Manager to Execute a Contract with Bear Data Systems in the amount of \$99,454.86 for the Technology Disaster Recovery Project.

**Information Technology Analyst Jackson** gave an overview of the staff report and asked for questions.

**Councilmember O'Connell** asked if this system has an estimated life span? **Jackson** said five to six years. **Councilmember O'Connell** asked about upgrades? **Jackson** said the components could be swapped out.

**Councilmember Medina** introduced the resolution for adoption and passed with a unanimous vote.

c. Adopt Resolution Authorizing the City Manager to Execute a Construction Contract with American Asphalt Repair and Resurfacing Co. for the Street Rehabilitation – Slurry Seal Project in the Amount of \$638,943 and a Total Construction Budget of \$804,943.

**Associate Engineer Tseng** gave an overview of the staff report and asked for questions.

**Councilmember Ibarra** asked about the bid rejection back in August? **Tseng** said there was no clear reason why the response from the last bid was so low. The bid took place in late summer and the contractors were quite busy. Advertising in advance of everyone else gave them time to work on it.

**Councilmember Medina** asked about the blanks and if that is because the work on those streets was done prior to 1993 or we don't have the data? **Tseng** said we don't have the data to confirm there was work done prior to 1993.

**Councilmember Medina** said on San Bruno Ave. west side in 2007 there was an overlay. He said on the east side of San Bruno Ave., why isn't that being addressed? **Tseng** said on the east side of El Camino, staff has prepared a design grant and they would like to do the work there after the grade separation, which will be brought to the City Council subcommittee for discussion.

**Councilmember Medina** said he walked 4<sup>th</sup> Ave. and one gentlemen has to be happy as well as the residents. **Tseng** said staff utilized the City's payment management plan to find a draft list of streets that would utilize the use of funds for maintenance or repair work. It is used as a starting point, incorporating community concern and a log is kept.

**Councilmember Ibarra** introduced the resolution for adoption and passed with a unanimous vote.

#### **11. REPORT OF COMMISSIONS, BOARDS, & COMMITTEES:**

#### **12. COMMENTS FROM COUNCIL MEMBERS:**

**Councilmember Ibarra** said there is a crab feed fundraiser at St. Robert's at 5:30 on Saturday night for Anna Marie Jones' granddaughter.

#### **13. CLOSED SESSION:**

**Mayor Ruane** said they would be going into closed session with no reportable action.

a. Conference with Labor Negotiators Pursuant to Gov't Code Section 54957.6:

Agency Designated Representatives: City Manager, Human Resources Director, Geoff Rothman, Negotiator, Charles Sakai, Outside Counsel Employee Organizations: Public Safety Mid-Management Bargaining Unit and San Bruno Police Bargaining Unit.

b. Conference with Legal Counsel: Existing Litigation Pursuant to Government Code Section 54956.9(a), one case. Name of Case: AT&T v. San Bruno, San Mateo County Superior Court Case 518268.

c. Liability Claim Pursuant to Government Code Section 54956.95: Claimant: AT&T; Agency Claimed Against: City of San Bruno

#### **14. ADJOURNMENT:**

**Mayor Ruane** closed the meeting at 9:25 in memory of Jim Kelly a very active member of San Bruno's Community as well as one of the founders of St. Robert's Church. Also in memory of two law enforcement officers who recently lost their lives in Southern California and some associated family members due to the police situation going on down there. The next regular City Council Meeting will be held on February 26, 2013 at 7:00 p.m. at the Senior Center, 1555 Crystal Springs Road, San Bruno.

Respectfully submitted for approval  
at the City Council Meeting of  
February 26, 2013

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Carol Bonner, City Clerk

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Jim Ruane, Mayor